

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

FELIPE PEDRAZA RUIZ,

Defendant.

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8:06CR153

ORDER

This matter is before the Court on the motion of defendant Felipe Pedraza Ruiz (Ruiz) for an order requiring the government to disclose a confidential informant (Filing No. 43). The motion does not comply with NECrimR 12.3 (b), in that the motion:

- () Is not supported by a brief;
- () Is not supported by an Index of Evidence as required by NECrimR 12.3(b)(2) or a statement of what evidence will be offered at an evidentiary hearing requested for the motion;
- (✓) Is not accompanied by a statement verifying that counsel for the moving party has conferred with opposing counsel in person or by telephone in a good-faith effort to resolve by agreement the issues raised by the motion and that the parties have been unable to reach such an agreement;
- () Which requests an evidentiary hearing, does not contain a statement of the estimated time needed for the hearing, whether any interpreters will be needed, or whether any codefendant should be present and/or participate in the hearing.

Accordingly, the motion (Filing No. 39) is :

- (✓) Held in abeyance pending compliance with NECrimR 12.3(b)(2). Absent compliance **on or before June 20, 2006**, the motion will be deemed withdrawn and termed on the docket.
- () Denied.

IT IS SO ORDERED.

DATED this 13th day of June, 2006.

BY THE COURT:

s/Thomas D. Thalken
United States Magistrate Judge